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INXIGHT SOFTWARE, INC. AND ALPHA LUK

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VERITY, INC., a Delaware corporation,

Plaintiff,

vs.

INXIGHT SOFTWARE, INC., a Delaware
corporation,

Defendant.

Case No. C-04-5387 SC

**STIPULATION AND ORDER FOR
DISMISSAL**

INXIGHT SOFTWARE, INC., a Delaware corporation,

Related Case No. C 05-01660 SC

Plaintiff,

vs.

VERITY, INC., a Delaware corporation,

Defendant.

AND RELATED COUNTERCLAIMS

PLEASE TAKE NOTICE that Verity, Inc. (“Verity”), Inxight Software, Inc. (“Inxight”), and Alpha Luk (“Luk”) (collectively, “the Parties”) by and through their respective counsel of record, have entered a confidential settlement agreement settling the above-captioned consolidated actions and have agreed to the entry of this Stipulated Order of Dismissal.

IT IS HEREBY STIPULATED by and between Verity and Inxight, through their respective counsel of record, that all claims in Case No. 04-05387 are dismissed with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, with each party to bear its own attorneys’ fees and costs.

IT IS FURTHER STIPULATED by and between the Parties, through their respective counsel of record, that all claims and counter-claims in Case No. 05-01660 are dismissed with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, with each party to bear its or his own attorneys’ fees and costs.

The Parties further stipulate that for the purpose of these voluntary dismissals, no party is considered the “prevailing party” within the meaning of Rule 54(d) of the Federal Rules of Civil Procedure.

Pursuant to the terms of the Settlement Agreement, the Parties further request that this Court retain jurisdiction to enforce the Settlement Agreement.

1 Dated: March 9, 2006

MANATT, PHELPS & PHILLIPS, LLP

2 By: /s/ Christopher L. Wanger
3 Christopher L. Wanger
4 *Attorneys for Plaintiff,*
5 VERITY, INC.

6
7 Dated: March 9, 2006

ORRICK, HERRINGTON & SUTCLIFFE LLP

8 By: /s/ I. Neel Chatterjee
9 I. Neel Chatterjee
10 *Attorneys for Defendant,*
11 INXIGHT SOFTWARE, INC.

12 *Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures,*
13 *Christopher L. Wanger hereby attests that concurrence in the filing of this document has been*
14 *obtained.*

15 **ORDER**

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 Dated: 3/10, 2006

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